

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides, Volatile organic compounds.

Dated: February 7, 1997.

Michelle D. Jordan,

Acting Regional Administrator.

Part 52, Chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

1. The authority citation for Part 52 continues to read as follows:

Authority: 42 U.S.C. 7401–7671q.

Subpart Y—Minnesota

2. Section 52.1220 is amended by adding paragraph (c)(44) to read as follows:

§ 52.1220 Identification of plan.

* * * * *

(c) * * *

(44) This revision provides for data which have been collected under the enhanced monitoring and operating permit programs to be used for compliance certifications and enforcement actions.

(i) Incorporation by reference.

(A) Minnesota Statutes, sections 7007.0800 Subpart 6.C.(5), 7017.0100 Subparts 1 and 2, both effective February 28, 1995.

[FR Doc. 97–8969 Filed 4–8–97; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[CA126–0030; FRL–5804–5]

Approval and Promulgation of Implementation Plans; California—Ozone

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; correction.

SUMMARY: This action corrects language to Title 40 of the Code of Federal Regulations that appeared in two final rules published in the **Federal Register** on January 8, 1997 and one direct final rule published in the **Federal Register** on January 17, 1997.

EFFECTIVE DATE: This action is effective on April 9, 1997.

FOR FURTHER INFORMATION CONTACT: Julie A. Rose, Rulemaking Office, Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, Telephone: (415) 744–1184.

SUPPLEMENTARY INFORMATION: On January 8, 1997 at 62 FR 1149 and 62 FR 1187, EPA published two final rulemaking actions approving various sections of the California State Implementation Plan (SIP). Also, on January 17, 1997 at 62 FR 2597, EPA published a direct final rulemaking action approving sections of the California SIP. All three of these actions resulted in amendments to 40 CFR Part 52, Subpart F. These amendments which incorporated material by reference into section 52.220, Identification of plan, subparagraph (c)(213) do not accurately reflect the three regulatory actions. These amendments are being corrected in this action. In addition, the January 17, 1997 action contained two omissions which appeared in 40 CFR 52.220, subparagraphs (c)(207)(i)(E) and (c)(225)(i)(E). These subparagraphs should have been identified as Monterey Bay Unified Air Pollution Control District. The identification of these two subparagraphs is also being corrected in this action.

Under Executive Order 12866 (58 FR 51735, October 4, 1993), this action is not a “significant regulatory action” and, is therefore not subject to review by the Office of Management and Budget. In addition, this action does not impose any enforceable duty or contain any unfunded mandate as described in the Unfunded Mandates Reform Act of 1995 (P.L. 104–4), or require prior consultation with State officials as specified by Executive Order 12875 (58 FR 58093, October 28, 1993), or involve special consideration of environmental justice related issues as required by Executive Order 12898 (59 FR 7629, February 16, 1994).

Because this action is not subject to notice-and-comment requirements under the Administrative Procedure Act or any other statute, it is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.).

Under 5 U.S.C. 801(a)(1)(A) as added by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of this rule in today’s **Federal Register**. This rule is

not a “major rule” as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

Note: Incorporation by reference of the State Implementation Plan for the State of California was approved by the Director of the Federal Register on July 1, 1982.

Dated: March 14, 1997.

Felicia Marcus,

Regional Administrator.

Part 52, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. 7401–7671q.

Subpart F—California

2. Section 52.220 is amended by revising paragraphs (c)(207)(i)(E), (c)(213) and (c)(225)(i)(E) to read as follows:

§ 52.220 Identification of plan.

* * * * *

(c) * * *

(207) * * *

(i) * * *

(E) Monterey Bay Unified Air Pollution Control District.

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(213) California Statewide Emission Inventory submitted on March 30, 1995, by the Governor’s designee.

(i) Incorporation by reference.

(A) California Air Resources Board.

(I) 1990 Base-Year Emission Inventory for Ozone Nonattainment Areas in California.

(i) Sacramento, San Diego, San Joaquin Valley, South Coast, Southeast Desert, Ventura.

(ii) Santa Barbara.

(iii) Monterey Bay Area.

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(225) * * *

(i) * * *

(E) Monterey Bay Unified Air Pollution Control District.

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[FR Doc. 97–9007 Filed 4–8–97; 8:45 am]

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